

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION

RONALD RAGAN, JR.,

*Plaintiff, Counterclaim-Defendant,*

v.

BERKSHIRE HATHAWAY AUTOMOTIVE INC.,

*Defendant, Counterclaim-Plaintiff.*

Case No. 4:18-cv-01010-HFS

**MEMORANDUM TO COUNSEL**

Evaluation of the very large fee claim, considering plaintiff's resources, seems materially dependent on the merits. While that can be reconsidered by me, it may be greatly assisted by the views of the three-judge appellate panel, which will be known some months in the future. Although a delayed ruling has its disadvantages, the possible benefit of the views of three appellate judges outweighs the advantage of a prompt decision. Whether \$100,000 is awarded or the full amount claimed, it is likely uncollectible given what is disclosed as to plaintiff's financial condition. My present intention, therefore, is to await a decision before ruling the fee request.<sup>1</sup>

/s/ Howard F. Sachs

HOWARD F. SACHS  
UNITED STATES DISTRICT JUDGE

Dated: June 12, 2023  
Kansas City, Missouri

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<sup>1</sup> Without advocating settlement negotiations it may be appropriate to note that the entire controversy might be mooted by successful negotiations.